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hereby that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 329 146 711 US, in an every addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: March 12, 2004

Signature:

Rebecca L. McElroy)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Lingna LI

Serial No.: 09/427,699

Filing Date: 27 October 1999

For: TREATMENT OF ALOPECIA

Examiner: S. Chen

Group Art Unit: 1632

COMMUNICATION TO ACCOMPANY REQUEST FOR CONTINUED EXAMINATION

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This Request for Continued Examination is filed to permit the Office to take account of documents mailed to the U.S. Patent and Trademark Office on 18 July 2003, but apparently either misplaced or not received.

A Notice of Appeal was filed in the present application on 18 August 2003 setting a time to file an Appeal Brief of 18 October 2003. A petition for an extension of time of five (5) months until 18 March 2004 is enclosed along with authorization to charge the required fee. However, applicants request the Office to consider forgiving the fee, as discussed below.

Attached hereto are the papers mentioned above. Applicants had submitted, along with a response filed 19 May 2003, a petition to correct inventorship under 37 C.F.R. § 1.48(a). The

attached papers were unsigned. The executed papers - the required declaration of the true inventor, statements in support of the petition to correct inventorship by both deleted inventors, and the consent of assignee were submitted on 18 July 2003. True copies are attached hereto along with the transmittal documents.

Applicants appreciate the advice provided by the Examiner via a telephone call that these documents were not in the file.

It is believed that the submission of these papers is sufficient to support the Petition to Correct Inventorship and place the current claims in a position for allowance.

Applicants would appreciate consideration being given to the fact of prompt submission of these papers as of last July. Applicants respectfully request, therefore, that the extension fees be forgiven and not charged to the designated account.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket No. <u>312762001800</u>.

Respectfully submitted,

Dated:

March 12, 2004

Rv

Kate H. Murashige Registration No. 29,959

Morrison & Foerster LLP 3811 Valley Centre Drive, Suite 500

San Diego, California 92130-2332

Kate 4. Newskip

Telephone: (858) 720-5112 Facsimile: (858) 720-5125 MAR 12 2004 SCER

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

hereby hify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

AF, Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1450, on July 18, 2003.

Jami M Knocofto

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Ming ZHAO, et al.

Serial No.:

09/427,699

Filing Date:

27 October 1999

For:

TREATMENT OF ALOPECIA

Examiner: Shin-Lin Chen, Ph.D.

Group Art Unit: 1632

EXPEDITED PROCEDURE EXAMINING GROUP 1632

SUPPLEMENTARY RESPONSE

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This supplements a response to an Office action herein, mailed 18 February 2003, time for response to which was set to expire 18 May 2003. A petition for an extension of time of two (2) months to 18 July 2003 is enclosed along with the required fee.

In the previously filed response, a Petition to Correct Inventorship under 37 C.F.R. §1.48(a) was submitted to overcome the sole outstanding basis for rejection. Certain unsigned papers accompanied the petition: the Declaration to be signed by the correct inventor, the Statement in support of Petition to Correct Inventorship by the inventors to be deleted, and the Consent of Assignee to the change of the inventorship.

In an Advisory Action mailed 16 June 2003, applicants were notified that the rejection was not overcome, apparently only because the accompanying documents were not signed.

Enclosed herewith are the appropriately signed documents: the Declaration by the true inventor, two Statements in Support by inventors to be deleted, and the Consent of the Assignee.

It is believed that by submitting these executed documents, the Petition to Correct Inventorship under 37 C.F.R. §1.48(a) is in order to be granted and the outstanding rejections are thereby overcome.

Substitution of the signed documents for the unsigned documents previously submitted and passage of the pending claims, claims 1–5 and 7, to allowance are respectfully requested.

Respectfully submitted,

Dated: Ju

July 17, 2003

Rν

Kate H. Murashige

Registration No. 29,959

Morrison & Foerster LLP 3811 Valley Centre Drive,

Suite 500

San Diego, California 92130-2332

Telephone: (858) 720-5112 Facsimile: (858) 720-5125



PTO/SB/21 (08-00) e a plus sign inside this box Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number, Application Number 09/427,699 TRANSMITTAL Filing Date October 27, 1999 **FORM** First Named Inventor Ming ZHAO, et al Group Art Unit 1632 (to be used for all correspondence after initial filing) **Examiner Name** S. Chen, Ph.D. Ί 312762001800 Total Number of Pages in This Submission Attorney Docket Number ENCLOSURES (check all that apply) Assignment Papers After Allowance Communication x | Fee Transmittal Form (for an Application) Appeal Communication to Board of Fee Attached Drawing(s) Appeals and Interferences Appeal Communication to Group x | Amendment/Reply Licensing-related Papers (Appeal Notice, Brief, Reply Brief) After Final Proprietary Information Petition to Convert to a Provisional Affidavits/declaration(s) Status Letter Application Power of Attorney, Revocation Other Enclosure(s) Extension of Time Request Change of Correspondence Address (please identify below) Return Postcard **Express Abandonment Request** Terminal Disclaimer Statement In Support of Petition to Correct Inventorship by Zhao Information Disclosure Statement Request for Refund Statement in Support of Petition to Correct Inventorship by Saito Certified Copy of Priority Consent of Assignee in Support of Document(s) CD, Number of CD(s) Petition to Correct Inventorship Response to Missing Parts/ Incomplete Application Remarks Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm MORRISON & FOERSTER LLP Kate H. Murashige - 29,959 Individual Name Signature Date July 18, 2003

I hereby certify that this correspondence is being deposited with the D.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop AF, Commissioner for Patents P.O. Box 1450, Alexandria, VA, 22313, on the date shown below. Dated:

PTO/SB/17 (10-03)
Approved for use through 7/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Onder the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

for FY 2004

Effective 10/01/2003, Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,390.00

Co	mplete if Known						
Application Number 09/427,699							
Filing Date	October 27, 1999						
First Named Inventor	Lingna LI						
Examiner Name	S. Chen						
Art Unit	1632						
Attorney Docket No.	312762001800						

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		FEE (CALCULATION	1251	110	2251	55	Extension for reply within first month	
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Large Entit		Entity	,	1253	950	2253	475	Extension for reply within third month	
Fee Fee Code (\$)		Fee (\$)	Fee Description Fee Paid	1254	1,480	2254	740	Extension for reply within fourth month	
1001 770	2001	385	Utility filing fee	1255	2,010	2255	1,005	Extension for reply within fifth month	1,005.00
1002 340	2002	170	Design filing fee	1401	330	2401	165	Notice of Appeal	
1003 530		265	Plant filing fee	1402	330	2402	165	Filing a brief in support of an appeal	
1004 770		385	Reissue filing fee	1403	290	2403	145	Request for oral hearing	<u> </u>
1005 160	2005	80	Provisional filing fee	1451	1,510	1451		Petition to institute a public use proceeding	
		SUB'	TOTAL (1) (\$) 0.00	1452	110	2452	55	Petition to revive – unavoidable	
_				1453	1,330	2453	665	Petition to revive - unintentional	
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			Extra Fee from Claims below Fee Paid	1502	480	2502	240	Design issue fee	
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Fee Fee Code (\$)	Fee Code	Fee (\$)	Fee Description	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1202 18 1201 86	2202 2201	9 43	Claims in excess of 20 Independent claims in excess of 3	1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1203 290	i i		Multiple dependent claim, if not paid	1810	770	2810	385	For each additional invention to be examined (37CFR 1.129(b))	
1204 86	2204	43	** Reissue independent claims	1801	770	2801	385	Request for Continued Examination (RCE)	385.00
1205 18	2205	9	over original patent ** Reissue claims in excess of 20	1802	900	1802	900	Request for expedited examination of a design application	
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SUBMITTED BY					(Complete	(if applicable))
Name (Print/Type)	Kate H. Murash	ige	Registration No. (Attorney/Agent)	29,959	Telephone	(858) 720-5112
Signature	Kati	A. Musas	luzi		Date	March 12, 2004

PTO/SB/17 (05-03)

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1. BASIC FILING FEE	1252	410	2252	205	Extension	for reply within	second month		
Large Entity Small Entity	1253	930	2253	465	Extension	for reply within	third month		
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1001 750 2001 375 Utility filing fee	1255	1,970	2255	985	Extension	for reply within	fifth month		
1002 330 2002 165 Design filing fee	1401	320	2401	160	Notice of	Appeal		160.00	
1003 520 2003 260 Plant filing fee	1402	320	2402	160	Filing a bi	rief in support of	an appeal		
1004 750 2004 375 Reissue filing fee	1403		2403	140	•	for oral hearing		L	
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SUBMITTED BY						Complete (if applicable)		
Name (Print/Type) Kate H. Murashige		tration N		,959		Telephone	(858) 720-5112	2	
Signature Kate A. Numashi						Date	August 18, 200	3	
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Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/427,699
Filing Date	October 27, 1999
First Named Inventor	Lingna LI
Art Unit	1632
Examiner Name	S. Chen
Attorney Docket Number	312762001800

ENCLOSURES (check all that apply)								
X Fee Transmittal Fe	orm	Drawing(s)	After Allowance Communication to Group					
Fee Attache	ed	Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences					
Amendment/Repl	у	Petition	X Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)					
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X Extension of Time	e Request	Terminal Disclaimer	X Other Enclosure(s) (please identify below):					
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Signature	ale & Me	madzi						
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	Account Morrison & Foerster LLP	1051	130	2051	65	Surcharge – late filing fee or oath	
	Name The Commissioner is hereby authorized to: (check all that apply)	1052	50	2052	25	Surcharge – late provisional filing fee or cover sheet.	
:	Charge fee(s) indicated below X Credit any overpayments	1053	130	1053	130	Non-English specification	
	X Charge any additional fee(s) during the pendency of this application	1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
	Charge fee(s) indicated below, except for the filing fee	1804	920°	1804	920*	Requesting publication of SIR prior to Examiner action	
	to the above-identified deposit account.	1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
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	Fee Fee Fee Fee Code (\$) Code (\$) Fee Description Fee Paid	1254	1,450	2254	725	Extension for reply within fourth month	
	1001 750 2001 375 Utility filing fee	1255		2255	985	Extension for reply within fifth month	
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	1202 18 2202 9 Claims in excess of 20	1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
	1201 84 2201 42 Independent claims in excess of 3	1		2010	075	For each additional invention to be	
	1203 280 2203 140 Multiple dependent claim, if not paid	1810		2810		examined (37CFR 1.129(b))	<u> </u>
	1204 84 2204 42 ** Reissue independent claims over original patent	180	1 750	2801		Request for Continued Examination (RCE) Request for expedited examination	
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SUBMITTED BY	· · · · · · · · · · · · · · · · · · ·			Complete (if applicable)
Name (Print/Type)	Kate H. Murashige	Registration No. (Attorney/Agent)	29,959	Telephone	(858) 720-5112
Signature	Cate & Murasly	<u>. </u>		Date	July 18, 2003

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